

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CERTIFIED COPY

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JUSTIN CODY HARPER,) Case No.
) 5:23-cv-00695-
Plaintiff,) SSS-DTBx
)
vs.)
)
CITY OF REDLANDS, REDLANDS)
POLICE DEPARTMENT, POLICE)
OFFICER KOAHOU, and DOES)
1-10,)
)
Defendants.)
)

DEPOSITION OF MARTIN SALAZAR

Remote Deposition

Tuesday, August 13, 2024

Reported by:
Glinda F. Banks
CSR No. 11984
JOB No. 24-140090B

1 recording was placed into evidence. The following
2 is a summary of Salazar's statement.

3 So that last part there, this is not going
4 to be a verbatim transcript of everything that was
5 discussed between you and Detective Romero. Simply
6 a summary.

7 A. Okay.

8 Q. As noted earlier, if you find anything you
9 feel is inaccurately summarized, please let me
10 know. All right, sir?

11 A. Yes.

12 Q. So it states that on Thursday, September
13 9, 2021, at approximately 1300 hours, Salazar was
14 in the driveway of his residence on Nathan Court
15 washing and detailing his aunt's Honda Accord.

16 Is that a -- does that appear accurate to
17 you?

18 A. Yes.

19 Q. Now, what type of Honda Accord are we
20 talking about? Was this a sedan or coupe?

21 A. This was a sedan.

22 Q. So four doors; correct?

23 A. Four doors, correct.

24 Q. And how was the vehicle parked in your
25 driveway? Was it parked nose-in, like facing the

1 garage?

2 A. Facing the garage, correct.

3 Q. Next sentence in your statement says:
4 Salazar placed the key into the vehicle's ignition
5 and started car to allow the air conditioner to
6 cool the inside of the vehicle. While outside in
7 his front yard, Salazar saw a blue pickup truck
8 drive eastbound on San Bernardino Avenue.

9 Do you see that?

10 A. Yes.

11 Q. Does that sound accurate based on your
12 recollection of the events that you perceived on
13 September 9 and also what you told the detective
14 during the interview?

15 A. Yes.

16 Q. Let me you ask you this. How long have
17 you lived at the Nathan Court residence?

18 A. Since -- I would say since freshman year.
19 That was back in 2016. So we're going on almost
20 eight years.

21 Q. Okay. Are you somewhat a familiar with
22 the streets and the neighborhood surrounding your
23 residence?

24 A. Yes.

25 Q. The next statement in your summary of what

1 his aunt's parked vehicle.

2 Now when you first made eye contact with
3 this person who was later identified a Justin
4 Harper, did you or he exchange any words, Mr.
5 Salazar?

6 A. No.

7 Q. And how far away was Mr. Harper from you
8 when you first saw him unimpeded without anything
9 between you?

10 A. He was probably like 10 feet away from me.

11 Q. So it then states in your statement:
12 Salazar ran toward the vehicle, but Harper opened
13 the front driver side door and swung the door
14 toward Salazar.

15 When Mr. Harper was moving toward your
16 aunt's vehicle, can you describe how he was doing
17 it? Was he running, walking fast, or what?

18 A. He was running.

19 Q. Okay. And when he started running toward
20 your aunt's Honda Accord, approximately how far was
21 he from the vehicle?

22 A. He was like 10 feet as well.

23 Q. Okay.

24 A. From my doorstep.

25 Q. All right. And it then states: Harper

1 told Salazar, "Get the hell out of here."

2 Is that statement that Mr. Harper made to
3 you, or did you make that statement to Mr. Harper?

4 A. I made the statement to Mr. Harper.

5 Q. Okay. I was a little confused by that.
6 So in your statement here they got that backwards.
7 You are the one who said to Mr. Harper, "Get the
8 hell out of here." True?

9 A. Yes.

10 Q. Okay. Did Mr. Harper respond to you when
11 you told him to get the hell out of there?

12 A. No.

13 Q. What did you see him do right after you
14 made that statement?

15 A. He jumped straight into the vehicle.

16 Q. When say straight into the vehicle, you
17 are referring to the driver's seat of the Honda
18 Accord?

19 A. The Driver's seat of the Honda Accord.

20 Q. Next in your statement it says: The door
21 struck Salazar and caused him to step back and lose
22 his balance.

23 Can you describe how -- if that's
24 accurate, and if so, how that occurred? I'm a
25 little unclear.

1 A. So when he ran towards the vehicle, he got
2 into the vehicle, then my word was exchanged. And
3 he didn't lock the door at first. So the door --
4 so when he got into the car and closed the door,
5 the door was still unlocked at that period of time.
6 And I got ahold of the door handle, and the door
7 was open slightly. And then he used a little bit
8 of force to shake me off from the door. And that's
9 when I lost my balance. And then he closes the
10 door and locks the door.

11 Q. Okay. When you say he used a little bit
12 of force to knock you off balance, you are saying
13 that he pushed the driver's side door open and into
14 you or what?

15 A. Slightly, yes. Not with full force, but
16 slightly.

17 Q. Okay. And did that cause you to fall to
18 the ground?

19 A. My finger slipped from the door handle.

20 Q. Okay. And after your finger slipped from
21 the door handle, did you fall to the ground, or
22 were you just kind of off balance momentarily?

23 A. I was just off balance momentarily.

24 Q. And the next statement we have: Harper
25 entered the vehicle and locked the door from the

1 but it was moving like two miles -- like inches.

2 Q. Okay. And as the vehicle started backing
3 up in reverse out of the driveway, what were you
4 doing? Were you still pulling on the door handle
5 or anything of that sort?

6 A. Pulling on the door handle and yelling for
7 help. My neighbor was luckily outside.

8 Q. And when you saw your neighbor, who are
9 you referring to?

10 A. It's my neighbor across the street. His
11 name is Greg.

12 Q. Greg Gallo?

13 A. Gallo, yes.

14 Q. When you were yelling for help, did
15 Mr. Gallo respond to you in any way?

16 A. Yes.

17 Q. What did he say or do?

18 A. He told me to get away from the vehicle.

19 Q. Anything else that Mr. Gallo said to you?

20 A. No.

21 Q. Your next statement on RPD1196 says:

22 Harper accelerated but could hardly move the
23 vehicle. Next sentence: At some point Harper
24 drove the vehicle forward and reversed it out of
25 the driveway.

1 Now can you explain that to me? Did at
2 some point in time while your aunt's vehicle was in
3 the driveway, was it backing up? Did it start
4 moving forward and then backwards again?

5 A. No. So when he was reversing, he was
6 still moving like very, very slowly where he got
7 onto -- where he actually was able to come out of
8 my driveway where now he's actually on the street.
9 And the vehicle was now getting closer to my
10 neighbor's house, Greg Gallo. And then that's
11 when -- from where his house is, that's when he
12 started going forward.

13 Q. Okay. Next sentence says: The rear
14 wheels remained locked, but the front tires
15 screeched on the driveway pavement which allowed
16 the vehicle to reverse slowly into the middle of
17 Nathan Court.

18 Do you remember observing that?

19 A. Yes.

20 Q. Now during this time that the car is
21 backing out and going now into Nathan Court, were
22 you still holding onto the driver's side door
23 handle in an attempt to get into the vehicle?

24 A. Yes.

25 Q. And at any point in time did you lose your

1 feet and get pulled or dragged by the Honda Accord?

2 A. Yes.

3 Q. So at some point in time when that vehicle
4 was reversing out of your driveway onto Nathan
5 Court, you kind of fell down to your knees or lost
6 your balance again? Or explain that to me.

7 A. There was points in time where I did let
8 go of the door handle just following the car on
9 driver's side.

10 Q. Okay.

11 A. But then when he stopped -- kept on
12 stopping and going, that's when I grabbed back onto
13 the handle.

14 Q. And were you actually holding onto the
15 driver's side door handle as it was in reverse such
16 that you were getting pulled with the vehicle out
17 of the driveway?

18 A. Yes.

19 Q. Now, when the vehicle got into the middle
20 of Nathan Court after it had backed out of your
21 driveway, from the time that it first started going
22 in reverse on Nathan Court until the time it got
23 out into the middle of Nathan Court, did you hear
24 Mr. Harper say anything to you?

25 A. No.

1 Q. Okay. I think I understand. So to the
2 best of your ability, can you estimate how many
3 feet away he was from your aunt's vehicle when he
4 yelled to you to let go of the car, or words to
5 that effect?

6 A. He was like 25 feet. He wasn't that close
7 to it at all.

8 Q. And going back to your statement. It says
9 the vehicle came to a stop in the middle of Nathan
10 Court and faced south toward San Bernardino Avenue.

11 Does that sound accurate to you?

12 A. Yes.

13 Q. Going on to the next page, which for the
14 record is RPD1197, it says: Salazar continued to
15 yell at Harper to exit the vehicle, but Harper
16 refused and continued to try to release the
17 emergency brake.

18 Now, when it says Harper refused, was he
19 making verbal statements to you saying no, I'm not
20 going do that? Or is that he just wasn't getting
21 out of the car?

22 A. He was just ignoring me and wasn't getting
23 out of the car.

24 Q. Okay. Next it says: An unknown white
25 male adult, approximately 50 to 60 years old,

1 wearing a brown T-shirt, entered the front
2 passenger seat and began striking Harper six to
3 seven times on the side of his head with his fist.

4 Did you observe this happen?

5 A. Yes.

6 Q. And where were you located such that you
7 were able to observe these actions by the unknown
8 white adult male?

9 A. I stepped away from the vehicle. So now I
10 was about 15 to 10 feet away from the vehicle.

11 Q. How were you oriented 15 or 20 feet away?
12 Were you, for example, to the driver's side of the
13 vehicle? The rear of the vehicle? The front of
14 the vehicle? Or what?

15 A. The driver's side.

16 Q. Okay.

17 A. I mean -- sorry. It would be not the
18 driver -- the driver -- back driver side.

19 Q. So driver's side of the vehicle but more
20 towards the rear of the vehicle --

21 A. More towards the rear.

22 Q. Like a backseat passenger on the driver's
23 side?

24 A. Correct.

25 Q. And as you saw this unknown male striking

1 vehicle pressing buttons inside the vehicle to
2 unlock the emergency brake.

3 Q. I see. And you visually saw him pressing
4 various buttons and controls --

5 A. Yes.

6 Q. -- inside the vehicle?

7 A. Yes.

8 Q. Okay. Next statement says: At the same
9 time Salazar observed a police officer running
10 toward them. The officer, Nick Koahou, identified
11 himself as Redlands Police and told Salazar to step
12 back. Koahou told Salazar, "I got this, back up."

13 Is that your recollection of what you
14 heard as the Redlands police officer approached you
15 and your aunt's vehicle?

16 A. Yes.

17 Q. Where were you located when the officer
18 arrived on scene and told you to step back?

19 A. I was in the rear, the rear driver's side.

20 Q. Had you already opened the front driver's
21 side door of the car when the officer approached?

22 A. I didn't open the door. It was the other
23 white male adult that was 50 to 60 years old.

24 Q. So let me ask you this. When this other
25 unknown white male was striking Mr. Harper, where

1 was he at in relation to the vehicle?

2 A. He was on the driver's side.

3 Q. He was on the driver's side?

4 A. Correct.

5 Q. So he had pulled open the driver's side
6 door and was striking Mr. Harper?

7 A. Yes.

8 Q. Did you ever see that individual place
9 Mr. Harper in some type of a headlock?

10 A. Yes.

11 Q. Describe how that happened for me.

12 A. He grabbed him and put him in like some
13 kind of lock where he was hitting him in the head,
14 which caused him to probably be dazed. And then by
15 that time the officer came and told us to back up,
16 that he got this.

17 Q. And where was the white male located when
18 he was holding Mr. Harper in a headlock and
19 striking him? Was he, for example, standing on the
20 ground near the driver's side open door, or was he
21 on the other side of the vehicle?

22 A. He was -- I apologize. He was on the
23 other side, the passenger's side.

24 Q. Okay. So just so we're clear. The
25 individual who was striking Mr. Harper and at some

1 point in time put him in a headlock was contacting
2 Mr. Harper through the driver's side of the
3 vehicle? Or strike that. Strike that.

4 The white adult male who was striking
5 Mr. Harper and at some point in time put him in a
6 headlock was contacting Mr. Harper through the
7 passenger's side of your aunt's Honda. Is that
8 correct?

9 A. Yes.

10 Q. Okay. Do you know how or if the driver's
11 side of your aunt's Honda, driver's side door, was
12 opened?

13 A. No.

14 Q. You did not open it yourself?

15 A. No.

16 Q. Do you recall seeing the police officer
17 open the driver's side door of your aunt's Honda?

18 A. Yes.

19 Q. Okay. So when you observed that, you were
20 still standing towards the driver's rear passenger
21 area of the car?

22 A. Yes.

23 Q. So if I understand this -- and you correct
24 me if I've got it wrong -- police officer runs up;
25 says words to the effect of Redlands Police, I got

1 this, back up; then opens the driver's side door of
2 your aunt's Honda. Is that correct?

3 A. Correct.

4 MR. TOUCHSTONE: I'm going to play some
5 audio for you here. I want you to tell me if this
6 refreshes your recollection at all.

7 For the record, Counsel, this is Bates
8 882, Koahou belt recording of incident, produced in
9 Defendant's initial disclosures.

10 (Defendants' Exhibit 2 was marked for
11 identification.)

12 BY MR. TOUCHSTONE:

13 Q. Hang on, Mr. Salazar. I'll get it right
14 here in a minute. All right. I am playing it
15 starting at 3:21. I think this is probably a
16 little bit earlier than your interactions with
17 Officer Koahou. So I might skip it forward. But
18 hang on.

19 First off, can you hear that?

20 A. No.

21 Q. You cannot. Can you hear any audio there
22 either?

23 A. No. I can hear it now, yes.

24 Q. I'm going turn it up as loud as it will
25 go. We had some trouble with audio earlier. Bear

1 with me.

2 You hear that, Mr. Salazar?

3 A. Yes, I hear it.

4 Q. Do you recall hearing the officer say
5 words to the effect of "move out of the way. I'm
6 going to shoot him"?

7 A. Yes.

8 Q. That sounds familiar to you?

9 A. Yes.

10 Q. I'm going to continue playing. And I
11 paused at 4:41.

12 Okay. Did you hear "facedown now,
13 facedown now" a couple of times?

14 A. Yes.

15 Q. Does that sound accurate based on what you
16 recall occurring during this incident between the
17 officer and Mr. Harper?

18 A. Yes.

19 Q. And are you familiar with a taser device,
20 Mr. Salazar?

21 A. Yes.

22 Q. Okay. At any point in time during this
23 incident did you see the police officer pull out
24 his taser?

25 A. Yes.

1 Q. Okay. I'm going to go back up to your
2 statement. Can you see your statement right now?

3 A. No.

4 Q. Hang on one second. I'll go back over to
5 that. How about now, can you see your statement?

6 A. Yes.

7 Q. Okay. It says: Koahou stood in the
8 doorway between the front driver's side seat and
9 the door of the vehicle. Koahou ordered Harper to
10 stop moving around and put his hands up in the air.

11 Did you hear Officer Koahou say put your
12 hands in the air?

13 A. Not that I remember.

14 Q. Okay. Harper ignored the commands, and
15 Koahou reached inside the driver's side area and
16 tried to pull Harper out of the vehicle. Did you
17 observe that type of action happening?

18 A. Yes.

19 Q. Describe that for me in further detail if
20 you could.

21 A. So the door is open. So the officer opens
22 the door. And he pretty much had -- I want to say
23 he had his taser at the moment and was telling him
24 to put his hands up and don't move. And from there
25 that's when the next action happened.

1 Q. Did you hear the taser go off or see it
2 fire at Mr. Harper?

3 A. Yes.

4 Q. Did you hear like a clicking noise? Does
5 that sound familiar?

6 A. Yes.

7 Q. And after the taser was deployed at
8 Mr. Harper, did Mr. Harper do anything or say
9 anything in response?

10 A. He was just in pain, yelling.

11 Q. Do you recall what he was yelling?

12 A. Just screaming. Just not -- just no
13 words.

14 Q. Okay. It says Harper briefly let go of
15 the steering wheel and turned his body to the right
16 toward the center of the vehicle.

17 Do you remember seeing that action by
18 Mr. Harper?

19 A. Yes. He kind of tucked in and leaned his
20 body on the center console.

21 Q. When you say tucked, you mean bend over
22 from his waist toward the center console area?

23 A. So his stomach -- like he was curled up.

24 Q. Okay.

25 A. Curled up on the center console.

1 Q. Okay. Next sentence says: Harper grabbed
2 the vehicle -- the vehicle's gear shift, tried to
3 place the gear into drive.

4 Do you remember seeing that happen?

5 A. Yes.

6 Q. Officer Koahou -- I'm adding officer. It
7 says Koahou reached inside the vehicle and tried to
8 control Harper's hands.

9 Did you see actions to that effect occur?

10 A. Yes.

11 Q. Can you describe that in any further
12 detail for me?

13 A. He was pretty much trying to grab his
14 hands to avoid trying to steer the vehicle into a
15 different direction where they would lose their
16 balance.

17 Q. Okay. Was -- now we heard part of the
18 interactions between Officer Koahou and Mr. Harper
19 there. And I'll replay it for you here in a
20 moment. Do you recall Officer Koahou saying
21 anything to Mr. Harper when he is physically
22 struggling with him trying to control Mr. Harper's
23 hands?

24 A. No.

25 Q. I am going to go back to that audio

1 recording and see if I can play it again for you.

2 Okay?

3 A. Okay.

4 Q. I'm pausing the audio at 4:20. And again
5 this is Bates 882 attached as Exhibit 2 to your
6 deposition. I'm going to play it from 4:20 onward.

7 Okay, Mr. Salazar?

8 A. Okay.

9 Q. Now, you heard that audio. Did you hear
10 "facedown, facedown" and again "don't do it or I'm
11 going to shoot you"? Do you recall on the date of
12 the incident hearing those words out of Officer
13 Koahou's mouth?

14 A. Yes.

15 Q. When Officer Koahou was saying "facedown,
16 facedown," was that when he was physically
17 struggling with Mr. Harper to control his hands, if
18 you know?

19 A. Not that I remember. But I would say yes.

20 MR. TERRELL: I would object to that last
21 answer if he's guessing or making an estimate.

22 Can we clarify that?

23 MR. TOUCHSTONE: Yeah. Fair enough.

24 Q. So Mr. Salazar, you recall in the
25 beginning of the deposition that nobody here wants

1 you to guess. So if you recall something or if you
2 don't, that's fine. So --

3 A. Okay.

4 Q. So when -- I'll repeat the question so
5 we're clear and you can provide a clear answer one
6 way or the other.

7 When you heard "facedown, facedown" by
8 Officer Koahou, do you know what he was doing in
9 relationship to Mr. Harper at that time?

10 A. What the officer was doing?

11 Q. Yes, sir.

12 A. He was trying to grab onto his hands from
13 the steering wheel.

14 Q. I'm going to go back to your statement
15 now. Can you see your statement over there?

16 A. Yes.

17 Q. Okay. Going down to the next paragraph on
18 Bates RPD1197, it says: While Koahou struggled to
19 gain control of Harper, the vehicle slowly began to
20 move forward. Salazar stated as the vehicle moved
21 forward Koahou planted his feet on the ground next
22 to the front door, but his upper body was still
23 inside the vehicle. Koahou advised Harper to stop
24 the car or he would be shot.

25 We just heard on the audiotape -- and you

1 correct me if you didn't hear this. But what I
2 heard was "don't do it, don't do it, I'll shoot
3 you." Do you recall that on the audiotape?

4 A. Yes.

5 Q. Is that kind of consistent with what you
6 are discussing here, Koahou advised Harper to stop
7 the car or he would be shot?

8 A. Yes.

9 Q. It says: The vehicle continued moving
10 forward at approximately five miles per hour with
11 Koahou still inside the front driver's compartment.
12 Koahou jumped back and away from the vehicle and
13 pointed his firearm at the front driver's side
14 door. Salazar saw Koahou fire one shot from his
15 firearm toward the front driver's side door of the
16 vehicle as the vehicle's door closed. Salazar
17 estimated Koahou stood approximately six inches
18 from the front driver's side door when he fired at
19 the moving vehicle.

20 Do you see that language?

21 A. Yes.

22 Q. Does that appear accurate based on your
23 recollection of the events as you sit here today,
24 Mr. Salazar?

25 A. I might have said six inches. I meant six

1 feet.

2 Q. Okay. That appeared pretty close to me
3 which is why I wanted you to clarify that.

4 So Officer Koahou is about six feet away
5 from the front driver's side door of your aunt's
6 Honda Accord when he fired his weapon at the
7 vehicle; is that correct?

8 A. Yes.

9 Q. And if I can, I'm going to try to show you
10 a bystander video. We had some trouble with this
11 earlier. Let's see what we can do here. Bear with
12 me.

13 For the record this is Bates 886.

14 (Defendants' Exhibit 3 was marked for
15 identification.)

16 BY MR. TOUCHSTONE:

17 Q. Do you see a still shot of a video screen
18 in front of you, Mr. Salazar?

19 A. I do see a video, yes.

20 Q. Okay. Can you see my cursor hovering
21 towards the top of the screen?

22 A. Yes.

23 Q. Okay. I know it's some distance away
24 here. But this vehicle, the black vehicle that I'm
25 covering my cursor over in the middle of the screen

1 at 0:03 seconds of Bates 886, does that appear to
2 be your aunt's black Honda?

3 A. Yes.

4 Q. And it appears that there is a couple of
5 people towards the front of the vehicle here. Do
6 you know who either of those two persons are in
7 front of the vehicle?

8 A. No. Those are two subjects -- two
9 subjects that came from -- I honestly don't know
10 where they came from. But I guess -- to my
11 understanding what was said to me was that they
12 were struck by the truck, that blue truck that
13 Harper was driving. And they followed the vehicle,
14 and they were helping me out.

15 Q. Okay. Now I want to play from three
16 seconds forward for a few seconds. And I'll view
17 it with you a couple times. Okay?

18 A. Okay.

19 Q. I'm stopping the video at 16 seconds. Did
20 you see that video? Were you able to see it on
21 your end, Mr. Salazar?

22 A. Yes.

23 Q. Did that video appear to accurately depict
24 the events that occurred on September 9, 2021, with
25 respect to the officer-involved shooting?

1 A. Yes.

2 Q. Now, were you able to hear the audio of
3 that video as well?

4 A. Yes.

5 Q. Did you hear two gunshots?

6 A. I didn't hear two gunshots in the video.

7 Q. As you -- I'm going put your statement
8 back up.

9 It says: Salazar estimated Koahou stood
10 approximately -- it says six inches, but we have
11 now established that that was six feet from the
12 driver's side door when he fired at the moving
13 vehicle. And it says in your statement that you
14 observed one shot being fired.

15 Is that correct?

16 A. Yes.

17 Q. Okay. Do you recall, as you sit here
18 today, was it one or two shots that you heard?

19 A. That I recall I thought it was one shot.

20 Q. Okay. Fair enough. Going back to your
21 statement here, the next sentence says: The
22 vehicle sped away at a fast rate of speed, struck
23 the south curb of Nathan Court, drove over a
24 sidewalk and entered onto San Bernardino Avenue.

25 Do you see that?

1 A. Yes.

2 Q. So after the gunshots you saw the vehicle
3 drive off, hop over a curb, and go onto San
4 Bernardino Avenue. Is that accurate?

5 A. Correct.

6 Q. And can you estimate for me the speed of
7 the vehicle as it drove off after the gunshot you
8 heard?

9 A. It was going like 30 miles per hour. 30
10 to 40.

11 Q. The vehicle turned west, drove a short
12 distance, and came to a stop. Salazar did not know
13 if Harper had been shot or injured by the round
14 fired by Koahou.

15 Can you see that?

16 A. Yes.

17 Q. Okay. When you saw the vehicle come to a
18 stop, where were you located when you observed
19 that?

20 A. When the vehicle came a stop on San
21 Bernardino Avenue?

22 Q. Yes, sir. Where were you standing?

23 A. I actually ran inside the house.

24 Q. So let's back up. So you see the officer
25 struggling with Mr. Harper. You see the taser be

1 MR. TOUCHSTONE: Vague as to time.

2 THE WITNESS: Repeat the question.

3 BY MR. TERRELL:

4 Q. Based on that statement I'm asking you:
5 At some point in the contact between the officer
6 and Mr. Harper the vehicle started moving forward;
7 correct?

8 A. Correct.

9 Q. Okay. And the first speed that you have
10 estimated here is approximately five miles an hour
11 when the officer was still inside the vehicle. Is
12 that correct?

13 A. Correct.

14 Q. Okay. And it's not on the note here. But
15 I'd like to ask you if you can recall your
16 testimony with the detective when you went in to
17 speak with at the Redlands Police Department. Do
18 you recall stating that the officer's hand was on
19 the driver's door when he started to move? Do you
20 recall saying that, that his left hand was on the
21 door?

22 A. Correct.

23 Q. Okay. Do you recall where his right hand
24 was?

25 MR. TOUCHSTONE: Objection. Vague as to

REPORTER'S CERTIFICATE

I, GLINDA F. BANKS, CSR No. 11984,
Certified Shorthand Reporter in and for the State
of California, do hereby certify:

That the foregoing proceedings were taken
before me at the time and place therein set forth,
at which time the witness was put under oath by me;

That the testimony of the witness and all
objections made at the time of the examination were
recorded stenographically by me and were thereafter
transcribed;

That the foregoing is a true and correct
transcription of my shorthand notes so taken.

I further certify that I am not a relative
nor employee of any attorney or of any of the
parties, nor financially interested in the action.

I declare under penalty of perjury under
the laws of the State of California that the
foregoing is true and correct.

Dated this date of September 3, 2024.

Glinda F. Banks

GLINDA F. BANKS, CSR No. 11984